"बिजनेस पोस्ट के अन्तर्गत डाक शुल्क के नगद भुगतान (बिना डाक टिकट) के प्रेषण हेतु अनुमत. क्रमांक जी. 2-22-छत्तीसगढ़ गजट/38 सि. से. भिलाई, दिनांक 30-5-2001."

पंजीयन क्रमांक "छत्तीसगढ़/दुर्ग/09/2010-2012."

छत्तीसगढ़ राजपत्र

(असाधारण)
प्राधिकार से प्रकाशित

क्रमांक 317] रायपुर, शनिवार, दिनांक 22 दिसम्बर 2012—पौष 1, शक 1934

Chhattisgarh State Electricity Regulatory Commission
Irrigation Colony, Shanti Nagar, Raipur

Raipur, the 17th December 2012

No. 44/CSERC/2012.— In exercise of powers conferred under section (30), 39 (2) (d), 40 (c), 42 (2, 3), 86 (1)(c) read with Section 181 of the Electricity Act 2003 and all other powers enabling it in this behalf, and after previous publication, the Chhattisgarh State Electricity Regulatory Commission hereby makes the following regulations, to amend Chhattisgarh State Electricity Regulatory Commission (Connectivity and Intra-State Open Access) Regulations, 2011. (hereinafter referred to as "the Principal Regulations"), namely-

1. **Short title and commencement:**

   (1) These regulations may be called the Chhattisgarh State Electricity Regulatory Commission (Connectivity and Intra-State Open Access) First Amendment- Regulations, 2012.

   (2) These regulations shall come into force with effect from 01/01/2013.

2. **Amendment of Clause 5 sub clause (2)**-In Clause 5 of the principal Regulation, in sub-clause(2),the following clause shall be substituted namely:-

(2) Open access customers shall be required to pay such charges as determined by the Commission from time to time.

3. **Amendment of Clause 5 sub clause(5)-** In Clause 5 of the principal Regulation, in sub-clause(5), the provision shall be substituted namely:-
Provided that the bulk consumers who are not connected through dedicated feeders shall not be allowed open access unless exempted by the Commission for reasons to be recorded in writing .Bulk consumers availing open access shall be subject to load-restriction, if required.

4. **Amendment of Clause 9-** In Clause 9 of the principal Regulation, in sub-clause (3), the words "having separate metering equipments" shall be omitted.

5. **Amendment of Clause 12-** In Clause 12 of the principal Regulation, in sub-clause (2), for the first para before proviso "All applicants seeking..............open access is sought" shall be substituted by following:

Every applicant seeking open access shall submit an undertaking or declaration to this effect that it has no other contract for sale of same power for which no objection or prior standing clearance is applied.

6. **Amendment of Clause 13-** In Clause 13 of the principal Regulation, in proviso, the word "distribution" in last line shall be omitted.

7 **Amendment of Clause 21-** In Clause 21 of the principal Regulation, in the first proviso, the word "distribution" in last line shall be omitted.

8. **Amendment of Clause 27-** In Clause 27 of the principal Regulation, in the first proviso, shall be substituted namely-

Provided that in respect of a generating station(including captive generating plant) or consumer connected to a transmission licensee(other than STU)/distribution licensee and seeking inter-State medium-term open access, the STU/SLDC, before giving its consent as required under the Central Commission's regulations, shall require the generating company (including captive generating plant) or consumer to submit the consent of the licensee concerned.

9. **Amendment of Clause 28-** In Clause 28 of the principal Regulation, in sub clause (3)-

(i) in first para before proviso the words "each " and "and/or collective transaction" shall be omitted.

(ii) in the proviso the word "or collective transaction" shall be omitted.

10. **Amendment of Clause 32-**In Clause 32 of the principal Regulation, following shall be substituted namely-

"32. Inter-State short-term open access-

Notwithstanding anything contained in above Regulations, procedure for inter-State short term Open Access shall be as per Central Electricity Regulatory Commission (Open Access in inter-State Transmission) Regulations, 2008, or its statutory re-enactments, as amended from time to time.

Provided that in respect of a generating station(including captive generating plant) or consumer connected to a transmission licensee(other than STU)/distribution licensee and seeking inter-State short-term open access, the SLDC, before giving its consent as required under the Central Commission's regulations, shall require the generating company (including captive generating plant) or consumer to submit the consent of the licensee concerned.

The concurrence of the licensee shall be required only for first time. For subsequent short-term inter-State short-term open access in continuation, the applicant shall file application directly to the SLDC. The SLDC after consultation with concerned licensee for concurrence shall process the application within the time period as specified in Central Electricity Regulatory Commission (Open Access in inter-State Transmission) Regulations, 2008, or its statutory re-enactments, as amended from time to time. In case of break in continuation, the concurrence of licensee shall be required afresh.

Provided further that all applicants intending to use the State grid for short-term inter-State open access shall be required to fulfill the eligibility criteria as specified under Regulation 5 of these Regulations and while submitting application for short-term inter-State open access shall follow Regulation 12(2) of these Regulations."

11. Amendment of Clause 33-sub clause (1)-In Clause 33 of the principal Regulations, in sub-clause (1) ,the following proviso shall be inserted namely-

(i) after clause (a) ,following proviso shall be inserted namely-

"Provided further that the transmission charges for using State grid by the long-term or medium-term open access customers for inter-State power transaction shall be shared on the basis of capacity allotted by the Central Transmission Utility (CTU)"

(ii) after clause (b), following proviso shall be inserted namely-

"Provided that the transmission charges for using State grid for short-term inter-State bilateral transaction shall be at the rate specified by the Commission from time to time for the energy approved by the Regional Load Despatch Centre for transmission at the point / points of injection.

Provided further that the transmission charges for using State grid for short-term inter-State collective transactions shall be at the rate specified by the Commission from time to time for energy approved by the National Load Despatch Centre for transmission separately for each point of injection and for each point of drawal,"

12. Amendment of Clause 33-sub clause (2)-In Clause 33 of the principal Regulations, in sub-clause (2), the following proviso shall be inserted -

(iii) after sub clause (a) following proviso shall be inserted namely-

Provided that the wheeling charges for using State grid by the long-term or medium-term open access customers for inter-State power transaction shall be payable on the basis of energy approved by the Central Transmission Utility (CTU). The energy approved shall be computed by considering 100 % load factor on the allotted capacity for bilateral transaction by the Central Transmission Utility (CTU)

Provided further that the wheeling charges for using distribution licensee network for short-term inter-State bilateral transaction shall be at the rate specified by the Commission from time to time for the energy approved by the Regional Load Despatch Centre for transmission at the point /points of injection.

Provided also that the wheeling charges for using State grid for inter-State collective transactions shall be at the rate specified by the Commission from time to time for energy approved by National Load Despatch Centre for transmission separately for each point of injection and for each point of drawal.

13. Amendment of "Illustration" given after Clause 33-sub clause(15) in Table-5

In S No 5 of Table -5, in last column , in case when injection point is at 33 Kv side of EHV S/s and drawl point is at EHV side(132 KV and above) ,in column of applicable charges S no (3) "wheeling charges of distribution licensee" shall be omitted.

14. Amendment of Clause 40- In Clause 40 of the principal Regulations, for sub-clause (2), following shall be substituted, namely-

The short term open access customer, who has surrendered the non utilized capacity under Regulation (1) above for-intra-State open access shall bear the transmission and/or wheeling charges and all other applicable charges such as cross-subsidy surcharge etc- based on the original reserved capacity for two days.

The short term open access customer, who has surrendered the non utilized capacity under Regulation (1)above for-intra-State open access shall bear operating charges for SLDC for two days. Provided that in case of partial surrender or downward revision of short-term open access ,there is no requirement to pay any additional operating charge charges to SLDC.

Provided that such cancellation or downward revision of the short-term open access shall not be effective before expiry of a minimum period of two (2) days:

Provided further that the day on which notice for cancellation or downward revision is served on the nodal agency and the day from which such cancellation or downward revision is to be implemented, shall be excluded for computing the period of two (2) days.

Provided that the revision in schedule for inter-State short-term open access customer seeking cancellation or downward revision of short-term open access schedule shall be governed by Central Electricity Regulatory Commission (Open Access in inter-State Transmission) Regulations, 2008 and its subsequent amendments.

P. N. SINGH,
Secretary.

संचालक, मुद्रण तथा लेखन सामग्री, छत्तीसगढ़ द्वारा शासकीय क्षेत्रीय मुद्रणालय, राजनांदगांव से मुद्रित तथा प्रकाशित—2012.